IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

SATURDAY, THE 18TH AUGUST 2007 / 27TH SRAVANA 1929

WP(C).No. 25151 of 2007(T)

PETITIONER:

JAISA M.J., LIVESTOCK INSPECTORS
GRADE II, VETERINARY POLYCLINIC,
MALA, THRISSUR DISTRICT.

BY ADV. SRI.DEEPU THANKAN

RESPONDENTS:
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1. DIRECTOR OF ANIMAL HUSBANDRY,
DIRECTORATE OF ANIMAL HUSBANDRY,
VIKAS BHAVAN, THIRUVANANTHAPURAM.

2. DISTRICT ANIMAL HUSBANDRY OFFICER,
THRISSUR.

BY GOVT. PLEADER SRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Antony Dominic, J.

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W.P(C).No.25151 of 2007

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Dated this the 18th day of August, 2007.

JUDGMENT

Petitioner, who was a provisional hand appointed for a period of one year or till Public Service Commission hand is available whichever is earlier, filed this Writ Petition apprehending termination of his service on completion of 179 days. According to him, although in Ext.P1 the aforesaid period has been fixed, that has been reduced to 179 days. According to him, although in Ext.P1 the aforesaid period has been fixed, that has been reduced to 179 days by Ext.P2 and it is on the strength of Ext.P2 that he was thrown out of service. Respondents do not dispute the claim of the petitioner that in terms of Ext.P1 order, he can continue for a period of one year by virtue of the 4th Proviso to Rule 9(a)(i) of K.S. & S.S.R. or till Public Service Commission hand is available whichever is earlier in terms of Ext.P1 order.

2. In the light of the above, I dispose of this Writ Petition

directing that the petitioner will be allowed to continue for a period of one year or till the Public Service Commission hand joins duty whichever is earlier. However, it is clarified that the direction will not affect the respondents to retrench the petitioner, if there is reduction of vacancies.

Antony Dominic,
Judge.

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